



EDMUND G. BROWN JR.  
GOVERNOR



MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

## State Water Resources Control Board

Division of Drinking Water

September 19, 2017

System No. 3110035

Certified Mail

7012 3460 0003 1113 0659

Gerry LaBudde, General Manager  
Weimar Water Company  
P.O. Box 598  
Weimar, CA 95736

TRANSMITTAL OF CITATION NO. 01-02-17C-017

Dear Mr. LaBudde:

The State Water Resources Control Board (Board) Division of Drinking Water has issued the Weimar Water Company water system a citation, which is attached.

Any person who is aggrieved by an order or decision issued by the deputy director of the Division of Drinking Water under Article 8 (commencing with Health and Safety Code Section 116625) or Article 9 (commencing with Health and Safety Code Section 116650), of the Safe Drinking Water Act (Chapter 4, Part 12, Division 104, of the Health and Safety Code) may file a petition with the State Board for reconsideration of the order or decision. The enclosed citation contains the relevant statutory provisions for filing a petition for reconsideration (Health and Safety Code Section 116701).

Petitions must be received by the State Board within 30 days of the issuance of the order or decision by the Deputy Director. The date of issuance is the date when the Division of Drinking Water mails a copy of the order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day. Petitions must be received by 5:00 p.m. Information regarding filing petitions may be found at: [http://www.waterboards.ca.gov/drinking\\_water/programs/petitions/index.shtml](http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml)

If you have any questions, please contact Michael Burgess at (530) 224-6506 or me at (530) 224-4800.

Stephen W. Watson, P.E.  
Lassen District Engineer  
DRINKING WATER FIELD  
OPERATIONS BRANCH

Enclosures

cc: Richard L. Hinrichs, Chief, DDW-Northern California Section  
Placer County Department of Environmental Health

3110035/Enforcement  
09142017 Cit Ltr/mtb

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

364 Knollcrest Drive, Suite 101, Redding, CA 96002 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

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**STATE OF CALIFORNIA**  
**WATER RESOURCES CONTROL BOARD**  
**DIVISION OF DRINKING WATER**

**TO:** Weimar Water Company  
P.O. Box 598  
Weimar, CA 95736

**Attn:** Gerry LaBudde, General Manager

**CITATION FOR VIOLATION OF**  
**CALIFORNIA CODE OF REGULATIONS, TITLE 22,**  
**SECTION 64426.1**

**WATER SYSTEM NO. 3110035**  
**CITATION NO. 01-02-17C-017**  
**Issued on September 19, 2017**

Section 116650 of the California Health and Safety Code authorizes the issuance of a citation to a public water system for violation of the California Safe Drinking Water Act (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section 116270) (hereinafter "California SDWA"), or any regulation, standard, permit or order issued or adopted thereunder.

The State Water Resources Control Board (hereinafter "State Board"), acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy Director"), hereby issues a citation to the Weimar Water Company

(hereinafter, Company) (P.O. Box 598, Weimar, CA 95736) for violation of Title 22, Sections 64426 and 64426.1 of the California Code of Regulations (CCR).

#### **APPLICABLE AUTHORITIES**

##### **Section 116650 of California Health and Safety Code provides:**

(a) If the state board determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the state board may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.

(b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.

(c) A citation may specify a date for elimination or correction of the condition constituting the violation.

(d) A citation may include the assessment of a penalty as specified in subdivision (e).

(e) The state board may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.

1 Title 22, Section 64426.1 of the California Code of Regulations provides in relevant part:

2 (b) A public water system is in violation of the total coliform MCL [maximum  
3 contaminant level] when any of the following occurs:

4 (1) For a public water system which collects at least 40 samples per month,  
5 more than 5.0 percent of the samples collected during any month are total  
6 coliform-positive; or

7 (2) For a public water system which collects fewer than 40 samples per month,  
8 more than one sample collected during any month is total coliform-positive;  
9 or

10 (3) Any repeat sample is fecal coliform-positive or E. coli-positive; or

11 (4) Any repeat sample following a fecal coliform-positive or E. coli-positive  
12 routine sample is total coliform-positive.

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14 **STATEMENT OF FACTS**

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16 The Weimar Water Company water system is classified as a community water system. The  
17 Company serves 616 active service connections in the foothills east of Auburn, CA. The water  
18 system provides conventional treatment of surface water provided by the Placer County Water  
19 Agency through the Boardman Canal.

20  
21 On Monday, August 14, 2017, the Company collected three routine bacteriological sample from  
22 the distribution system, for analysis at Alpha Analytical Laboratories, Inc. On Tuesday,  
23 August 15, 2017, the lab notified the Company and the Division that all three routine samples  
24 had tested positive for total coliform bacteria but absent for E. coli. The Company collected nine  
25 repeat samples on August 16, 2017, for analysis at Alpha Analytical Lab. All nine repeat



1 samples tested absent for total coliform bacteria as well as E. coli. The reported free chlorine  
2 residual in the three routine samples varied from 0.6 milligrams per liter (mg/L) to 1.1 mg/L. The  
3 reported free chlorine residual in the nine repeat samples varied from 0.7 mg/L to 1.3 mg/L.  
4

5 In accordance with Title 22, Section 64426(b)(2) of the CCR, on September 6, 2017, the  
6 Division directed the Company by email to conduct an assessment of the water system for  
7 potential causes of the total coliform positive samples.  
8

9 On September 11, 2017, the Division received a copy of the Company's "Positive Total Coliform  
10 Investigation Form." The Company was unable to determine a probable cause of the total  
11 coliform positive samples; however, the Company identified one potential cause for the total  
12 coliform positive samples. Based on the total coliform positive results from the other samples  
13 collected by different operators on the same day and delivered to the lab by the same courier  
14 and based on the level of free chlorine measured in the distribution systems at each sample  
15 site, the Company believes that the samples were contaminated by either the courier or the lab.  
16 However, Alpha Analytical Lab has not invalidated the samples.  
17

#### 18 DETERMINATIONS

19

20 The Division has determined that the Company violated Title 22, Section 64426.1(b)(2) of the  
21 California Code of Regulations during August 2017. Specifically, the Company exceeded the  
22 total coliform maximum contaminant level during the month of August 2017.  
23

**DIRECTIVES**

The Company is hereby directed to take the following actions:

1. Comply with Title 22, Section 64426.1 of the California Code of Regulations during all future monthly monitoring periods.
2. Within 30 days of the issuance of this Citation, but in no case later than **October 31, 2017**, notify all persons served by the Company of the MCL violation as required by Title 22, Sections 64463.4 and 64465 of the CCR. Notification shall be completed by posting the notice contained in Attachment 'A' on the Company's website and by hand delivery or direct mail of the notice to all customers served by the Company. No changes shall be made to Attachment 'A' unless approved by the Division.
3. Complete and return Attachment 'B' entitled "Compliance Certification" by no later than **November 10, 2017**. A copy of the notification that was provided to users due to the total coliform MCL exceedance in August 2017 shall be included with the form.

Unless otherwise noted, all documents required under this Citation shall be submitted to the Board at the following address:

Stephen W. Watson, P. E.  
Lassen District Engineer  
Division of Drinking Water  
364 Knollcrest Drive, Suite 101  
Redding, CA 96002

1 As used in this Citation, the date of issuance shall be the date of this Citation; and the date of  
2 service shall be the date of service of this Citation, personal or by certified mail, on the water  
3 system.

4  
5 Nothing in this Citation relieves the Company of its obligation to meet the requirements of the  
6 California SDWA or any regulation, permit, standard or order issued or adopted thereunder.  
7 The Division reserves the right to make such modifications to this Citation, as it may deem  
8 necessary to protect public health and safety. Such modifications may be issued as  
9 amendments to this Citation and shall be effective upon issuance.

10  
11 **FURTHER ENFORCEMENT ACTION**  
12

13 The California SDWA authorizes the State Board to: issue a citation with assessment of  
14 administrative penalties to a public water system for violation or continued violation of the  
15 requirements of the California SDWA or any regulation, permit, standard, citation, or order  
16 issued or adopted thereunder including, but not limited to, failure to correct a violation identified  
17 in a citation or compliance order. The California SDWA also authorizes the State Board to take  
18 action to suspend or revoke a permit that has been issued to a public water system if the  
19 system has violated applicable law or regulations or has failed to comply with an order of the  
20 State Board; and to petition the superior court to take various enforcement measures against a  
21 public water system that has failed to comply with or violates an order of the State Board. The  
22 State Board does not waive any further enforcement action by issuance of this citation.  
23

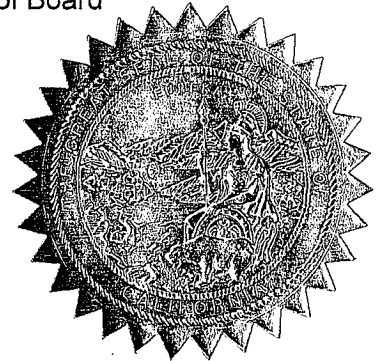
This Citation shall apply to and be binding upon the Company, its officers, directors, shareholders, agents, employees, contractors, successors, and assignees.

The Directives of this Citation are severable, and the Company shall comply with each and every provision thereof, notwithstanding the effectiveness of any other provision.

Stephen W. Watson, P.E.  
Lassen District Engineer  
Division of Drinking Water  
State Water Resources Control Board

'A' Public Notice

'B' Compliance Certification



CERTIFIED MAIL 7012 3460 0003 1113 0659



## IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene información muy importante sobre su agua potable.

Tradúzcalo o hable con alguien que lo entienda bien.

### Weimar Water Company Had Levels of Coliform Bacteria Above the Drinking Water Standard

Our water system recently violated a drinking water standard. Although this is not an emergency, as our customers, you have a right to know what you should do, what happened, and what we did to correct this situation.

We routinely monitor for drinking water contaminants. We took 12 samples to test for the presence of coliform bacteria during August 2017. Three of those samples showed the presence of total coliform bacteria. The standard is that no more than one sample per month may do so.

#### What should I do?

- **You do not need to boil your water or take other corrective actions.**
- This is not an emergency. If it had been, you would have been notified immediately. Total coliform bacteria are generally not harmful themselves. *Coliforms are bacteria which are naturally present in the environment and are used as an indicator that other, potentially-harmful, bacteria may be present. Coliforms were found in more samples than allowed and this was a warning of potential problems.*
- Usually, coliforms are a sign that there could be a problem with the system's treatment or distribution system (pipes). Whenever we detect coliform bacteria in any sample, we do follow-up testing to see if other bacteria of greater concern, such as fecal coliform or *E. coli*, are present. **We did not find any of these bacteria in our subsequent testing, and further testing shows that this problem has been resolved.**
- People with severely compromised immune systems, infants, and some elderly may be at increased risk. These people should seek advice about drinking water from their health care providers. General guidelines on ways to lessen the risk of infection by microbes are available from U.S. EPA's Safe Drinking Water Hotline at 1(800) 426-4791.
- If you have other health issues concerning the consumption of this water, you may wish to consult your doctor.

## Attachment A

### **What happened? What was done?**

All three routine bacteriological samples collected on August 14, 2017, tested positive for total coliform bacteria. Weimar Water Company operators notified the California State Water Quality Control Board, Division of Drinking Water, and collected the required repeat samples on August 16, 2017. No coliform bacteria was detected in any of the nine repeat samples. Weimar Water Company operators also investigated the water system for possible sources of contamination and none were found. The treatment plant was operating properly throughout the month of August. There was adequate chlorine detected in the water, and no sign of any contamination in the water storage tanks or system in general. The water system operators could not find any evidence of what might have caused the three routine samples to test positive for total coliform bacteria. Once again, no E. coli was detected in any of the samples collected from the Weimar Water Company water system during the month of August.

For more information, please contact Gerry LaBudde at 530-637-4441 or P.O. Box 598 Weimar, CA 95736.

*Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this public notice in a public place or distributing copies by hand or mail.*

### **Secondary Notification Requirements**

Upon receipt of notification from a person operating a public water system, the following notification must be given within 10 days [Health and Safety Code Section 116450(g)]:

- **SCHOOLS:** Must notify school employees, students, and parents (if the students are minors).
- **RESIDENTIAL RENTAL PROPERTY OWNERS OR MANAGERS** (including nursing homes and care facilities): Must notify tenants.
- **BUSINESS PROPERTY OWNERS, MANAGERS, OR OPERATORS:** Must notify employees of businesses located on the property.

This notice is being sent to you by the Weimar Water Company

State Water System ID#: 31100035. Date distributed: \_\_\_\_\_.

**COMPLIANCE CERTIFICATION**

Citation Number: **01-02-17C-017**

Name of Water System: **Weimar Water Company**

System Number: **3110035**

As required by Section 116450 of the California Health and Safety Code, I certify that the users of the water supplied by this water system were notified of the bacteriological monitoring violation which occurred during August 2017. In addition, I certify that Weimar Water Company has complied with the directives of this citation as indicated below:

<u>Required Action</u>	<u>Date Completed</u>
Public notification via direct delivery, as required by Directive 2	_____
Public notification via posting on the Company's website, as required by Directive 2	_____
_____	_____
Signature of Water System Representative	Date

**Attach a copy of the notice.**

<p><b>THIS FORM MUST BE COMPLETED AND RETURNED TO THE DIVISION NO LATER THAN November 10, 2017.</b></p>
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**Disclosure:** Be advised that Section 116725 and 116730 of the California Health and Safety Code states that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in county jail not to exceed one year, or by both the fine and imprisonment.